

DAVID A. REICHELT  
President of Council

NANCY E. FELLOWS  
Vice President of Council

VICTORIA ANN SAVAGE, CMC  
Clerk of Council

# City of Willoughby Hills

Council  
CHRISTOPHER L. BIRO  
DAVID M. FIEBIG  
FRANK A. GERMANO  
KEVIN D. MALECEK  
RAYMOND C. SOMICH

## ORDINANCE 2013 – 10

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT WITH SOUTHEASTERN EQUIPMENT CO., INC. FOR THE PURCHASE OF A 521F WHEEL LOADER AS PROVIDED THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM FOR A TOTAL COST NOT TO EXCEED \$81,511.85 AND DECLARING AN EMERGENCY.**

**WHEREAS**, pursuant to Interoffice Memo to Council President David Reichelt and Council Clerk, dated March 7, 2013, consisting of six (6) pages and attached hereto, as Exhibit "A", the Mayor requested the preparation of legislation for the purchase of a Case 2013 Model 521F Wheel Loader from Southeastern Equipment Co., Inc. at state bid pricing of \$81,511.85; and

**WHEREAS**, the above mentioned price of \$81,511.85 includes a trade-in and, this piece of equipment needs to be ordered soon to guarantee the 2012 pricing before 2013 pricing is published for state bids.

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:**

**SECTION 1.** The Mayor is hereby authorized and directed to enter into a purchase agreement with Southeastern Equipment Co., Inc., 8757 Tyler Boulevard, Mentor, Ohio 44060 for the purchase of a 521F Wheel Loader provided through the State Cooperative Purchasing Program for a total price not to exceed \$81,511.85, substantially pursuant to the terms and conditions as identified in the attached Quote, dated March 4, 2013, attached hereto as part of Exhibit "A", consisting of six (6) pages and incorporated herein by reference.

**SECTION 2.** The actions of this Council concerning and relating to the passage of this legislation were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were held in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 3.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety and welfare of the inhabitants of the City of Willoughby Hills, and further provides for the usual daily operation of the Service Department, and further reason being to guarantee the 2012 pricing of a 521F Wheel Loader before 2013 pricing is published for state bids; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: March 14, 2013

Nancy E. Fellows  
Nancy E. Fellows  
President of Council, Pro-tem

Submitted to the Mayor for his approval  
on this 14 day of March, 2013

Approved by the Mayor

3-18-13, 2013

ATTEST:

Victoria Ann Savage  
Victoria Ann Savage, CMC  
Clerk of Council

Robert M. Weger  
Robert M. Weger  
Mayor